

RCE 1646
PATENT

CASE NO. 20251P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re application of: FEIGHNER, S.D. ETALSerial No. 09/719,485Filed May 25, 2001Group Art Unit 1646Examiner Basi, N.S.For: CLONING AND IDENTIFICATION OF THE MOTILIN RECEPTOR

Transmitted herewith is an amendment in the above-identified application.

☐ No additional fee is required.☒ The fee has been calculated as shown below.

CLAIMS AS AMENDED

(1)	(2) Claims remaining after amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims	* <u>13</u>	-	** <u>20</u> =	<u>0</u> X	\$50	= <u>0.00</u>
Independent Claims	* <u>9</u>	-	*** <u>5</u> =	<u>4</u> X	\$200	= <u>800.00</u>
Multiple Dependent Claims					\$360 ****	= <u> </u>
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT →						800.00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.

**** Add this fee only if application is amended to include multiple dependent claims (regardless of number) and no multiple dependent claims were originally filed.

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MERCK & CO., INC.

By Danielle L. Munoz Date Feb 2, 2005

Respectfully,

Patricia L. Chisholm
By: Patricia L. Chisholm

Attorney for Applicant(s)Reg. No. 45,822

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Date: 2/2/2005

IN DUPLICATE

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Feighner, S. D. <i>et al.</i> ,	
Serial No.:	09/719,485	Case No.: 20251P
Filed:	May 25, 2001	
For:	CLONING AND IDENTIFICATION OF THE MOTILIN RECEPTOR	

Art Unit:
1646
Examiner:
Basi, N. S.

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MERCK & CO., INC.

By Janulla L. Miranda **Date** Sept. 2, 2005

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REQUEST FOR CONTINUED EXAMINATION (RCE)

UNDER 37 C.F.R. § 1.114 (c)

Sir:

This Response is filed in response to the Notice of Non-Compliant Amendment, mailed from the Patent and Trademark Office on January 6, 2005. The Non-Compliance Notice has a one (1) month period for reply which will expire on February 6, 2005.

The instant Response includes a corrected “Amendment to the Claims,” section which includes corrections to the claim set originally filed, on December 21, 2004, in an Amendment filed in support of a Request for Continued Examination (RCE). The corrections made in the amended section will bring the previously filed amendment into compliance with 37 C.F.R. § 1.21.

In the event that there are any additional fees associated with this Amendment, they may be charged to Merck Deposit Account No. 13-2755.

The corrected Amendments to the Claims section begins on page 2 of this submission. More specifically, the corrected claim listing includes information regarding the status of claims 5 and 6, which were previously canceled, and the text of claim 7 which was previously withdrawn from consideration.